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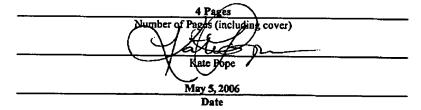
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re United States Patent Application of: Docket No.: 4237-101 Applicants: WAGONER, Bruce Conf. No.: 9677 Application No.: 10/723,777 **Art Unit:** 1655 Date Filed: November 26, 2003 Examiner: Patricia A. Leith Title: DERMATOLOGICAL **Customer No.:** COMPOSITION 23448

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Pursuant to 37 C.F.R. §1.56, the attention of the Patent and Trademark Office is hereby directed to the reference(s) listed on the attached PTO/SB/08A. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the

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reference(s) be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is being filed more than three months after the U.S. filing date AND after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Rejection or Notice of Allowance.

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Because all references cited on the attached form PTO/SB/08A are U.S. patent and/or U.S. publication documents copies of such documents are not provided. It is understood that the Examiner will be able to access such documents readily as permitted under the relevant rules.

Respectfully submitted,

Ajay S. Pathak Reg. No. 38,266

Attorney for Applicants

INTELLECTUAL PROPERTY/ TECHNOLOGY LAW Phone: (919) 419-9350 Fax: (919) 419-9354 Attorney File No.: 4237-101

Enclosures:

IDS Forms [2 pg(s).]

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3003	strare for form 1448/ALIO			Application Number	10/723,777		
IN	FORMATION DIS	SCL OSL	IRE	Filing Date	11/26/2003		
	TATEMENT BY A			First Named Inventor	WAGONER, Bruce		
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(Use as many sheets as necessary)				Examiner Name	Patricla A. Leith		
Sheet 1 of 2		2	Attorney Docket Number	4237-101			

	U.S. PATENT DOCUMENTS						
Examiner Initials*	Cite No.1	Number - Kind Code ^{2 (# knows)}	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear		
	AA	US- 6,469,227 B1	10-22-2002	Cooke, Dede, et at.			
	AB	US- 4,659,495 A	04-21-1987	Figliola, Vincent N.			
	AC	US- 5,804,203	09-08-1998	Hahn, et al.			
	AD	US- 2003/0124202 A1	07-03-2003	Hahn, Gary S., et al.			
	AE	US- 5,716,625 A	02-10-1998	Hahn, Gary Scott, et al.			
	AF	US- 6,139,850 A	10-31-2000	Hahn, Gary S., et al.			
	AG	US- 6,517,848 B1	02-11-2003	Huard, Linda Susan, et al.			
·	AH	US- 4,454,118 A	08-12-1984	Johnson, Zeima M.			
	Al	US- 2002/0000236 A1	01-03-2002	Laughlin, Thomas J.			
	AJ	US- 2002/0000237 A1	01-03-2002	Laughlin, Thomas J.			
	AK	US- 2003/0000539 A1	01-02-2003	Laughlin, Thomas J.	·		
	AL	US- 2003/0003124 A1	01-02-2003	Laughlin, Thomas J.			
	AM	US- 2001/0003283 A1	06-14-2001	Laughlin, Thomas J.	1		
	AN	US- 2002/0005208 A1	01-17-2002	Laughlin, Thomas J.	· · · · · · · · · · · · · · · · · · ·		
	AO	US- 2003/0019504 A1	01-30-2003	Laughlin, Thomas J.			
	AP	US- 2001/0029981 A1	10-18-2001	Laughlin, Thomas J.			
	AQ	US- 2002/0040721 A1	04-11-2002	Laughlin, Thomas J.			
	AR	US- 2002/0088475 A1	07-11-2002	Laughlin, Thomas J.			
~	AS	US- 2003/0094510 A1	05-22-2003	Laughlin, Thomas J.			

	FOREIGN PATENT DOCUMENTS						
Examiner	Cite	Foreign Patent Document	Publication Date MM-	Name of Patentee or	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear		
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	AT	US- 2002/0195119 A1	12-28-2002	Laughlin, Thomas J.	rigules Appear
	AU	US- 6,431,180 B2	08-13-2002	Laughlin, Thomas J.	
	ΑV	US- 6,439,243 B2	08-27-2002	Laughlin, Thomas J.	
	AW	US- 6,474,343 B2	11-05-2002	Laughlin, Thomas J.	
	AX	US- 6,251,374 B1	08-26-2001	Laughlin, Thomas J.	
	AY	US- 6,305,384 B2	10-23-2001	Laughlin, Thomas J.	
······	AZ	US- 6,468,508 B1	10-22-2002	Laughlin, Thomas J.	
	BA	US- 6,199,557 B1	03-13-2001	Laughlin, Thomas J.	
	BB	US- 6,446,635 B2	09-10-2002	Laughlin, Thomas J.	
	BC	US- 6,416,747 B1	07-09-2002	Laughiin, Thomas J.	
	ВD	US- 6,298,882 B1	10-09-2001	Laughlin, Thomas J.	
	BE	US- 6,521,241 B1	02-18-2003	Minnerath, III, Bernard Joseph, et al.	
	BF	US- 6,551,607 B1	04-22-2003	Minnerath, III, Bernard Joseph, et al.	
	8G	US- 4,578,287 A	03-25-1986	Salamone, Ann B,	
	BH	'US- 4,401,650 A	08-30-1983	Salamone, Ann B.	
		US-			
		US-			

	FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No.1	Foreign Patent Document Country Code ³ - Number ⁴ - Kind Code ⁵ (it known)	Publication Date MM- DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Refevent Passages or Relevant Figures Appear	Τ°	

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